

PTO/SB/64 (11-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

ARC 2685N1

First named inventor: Joseph Creagan TRAUTMAN

Application No.: 09/684,163

Art Unit: 1616

Filed: 10/04/2000

Examiner: WILLIAMSON, Michael A.

Title: DEVICE FOR ENHANCING TRANSDERMAL AGENT FLUX

**RECEIVED**

FEB 19 2004

**OFFICE OF PETITIONS**

Attention: Office of Petitions  
**Mail Stop Petition**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450  
 FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ 1,330.00 (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of a Response to the Office Action dated October 2, 2001 (identify type of reply):

has been filed previously on \_\_\_\_\_  
 is enclosed herewith.

B. The issue fee of \$ 1,330.00

has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (11-03)

Approved for use 07/31/2006. OMB 0651-0091

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

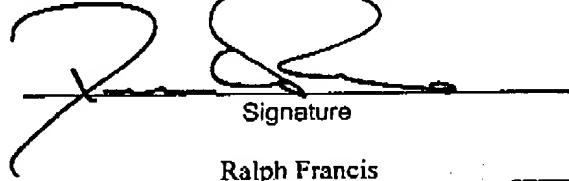
A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

## 4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

01 29 04  
Date

Telephone Number: 650 564-2901

  
Signature

Ralph Francis

Typed or printed name

ALZA Corporation, c/o Johnson & Johnson, One Johnson & Johnson Plaza

Address

New Brunswick, NJ 08933

Address

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Enclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: \_\_\_\_\_

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

Jan 29, 2004  
Date

  
Signature

Lois E. Miller

Type or printed name of person signing certificate

I hereby certify that, on the date shown below, this correspondence is being:

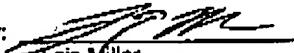
deposited with the United States Postal Service in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,  
 under 37CFR § 1.8(a), with sufficient postage as first class mail, or  
 under 37CFR § 1.10, as "Express Mail Post Office to Addressee" Mailing Label No.

transmitted by facsimile to the Patent and Trademark Office, Fax Number 703-872-9306

**PATENT**

Atty. Docket No.  
ARC 2685N1

CN 27777

Date: 1-29, 2004 By:   
Lois Miller

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Joseph Creagan TRAUTMAN, et al.

Serial No.: 09/684,163

Group Art Unit: 1616

Filed: October 4, 2000

Examiner: WILLIAMSON, Michael A.

For: DEVICE FOR ENHANCING  
TRANSDERMAL AGENT FLUX

Re: PETITION TO REVIVE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Statement of Unintentional Delay Pursuant to 37 CFR 1.137(b)(3)**

Sir:

Applicants state that the entire delay in filing the required reply from the due date for the reply until the filing of the grantable petition pursuant to 37 CFR 1.137(b)(3) was unintentional.

This matter was unintentionally abandoned when the due date was dropped from our docketing system on the conversion to a new docketing system. Staff changes and the misfiling of the Notice of Abandonment further delayed a response.

Please direct any questions to the undersigned attorney at (650) 564-2901.

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 10-0750.

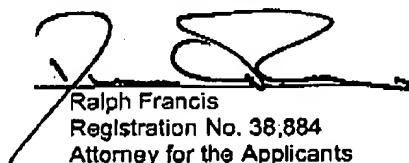
02/24/2004 AKELLEY 0000004 100750 09684163

01 FC:1453 1330.00 DA

Dated: 01-29-2004

ALZA Corporation  
c/o Johnson & Johnson  
One Johnson & Johnson Plaza, WH3221  
New Brunswick, NJ 08933

Respectfully submitted,



Ralph Francis  
Registration No. 38,884  
Attorney for the Applicants

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